

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

UNITED STATES OF AMERICA ex rel.	)	
JAMES DOGHRAMJI; SHEREE COOK;	)	
and RACHEL BRYANT,	)	
	)	CIVIL NO. 3:11-cv-0442
Plaintiffs,	)	JUDGE SHARP
	)	MAGISTRATE JUDGE GRIFFIN
v.	)	
	)	<b>FILED UNDER SEAL</b>
COMMUNITY HEALTH SYSTEMS, INC., et al.,	)	
	)	
Defendants.	)	

**UNITED STATES' NOTICE OF ELECTION TO  
INTERVENE IN PART AND DECLINE IN PART**

Pursuant to the False Claims Act, 31 U.S.C. § 3730(b)(2) and (4), the United States hereby notifies the Court of its election to intervene in part for the purpose of settling certain allegations against Defendants. Those allegations are set forth in Exhibit A attached to this Notice. The United States declines to intervene as to all other allegations. The parties anticipate signing a Settlement Agreement within the next week that will provide for payments within ten days, and the dismissal of the United States claims against Defendants, thereafter, pursuant to the terms and conditions of the contemplated agreement.

Although the United States declines to intervene in a portion of this action, it respectfully refers the Court to 31 U.S.C. § 3730(b)(1), which allows a relator to maintain the declined portion of the action in the name of the United States; providing, however, that the “action may be dismissed only if the court and the Attorney General give written consent to the dismissal and their reasons for consenting.” *Id.* Therefore, the United States requests that, should either a relator or any defendant propose that the part of the action in which the United States has not

intervened be dismissed, settled, or otherwise discontinued, this Court solicit the written consent of the United States before ruling or granting its approval.

Furthermore, pursuant to 31 U.S.C. § 3730(c)(3), the United States requests that all pleadings filed in this action, including as to the non-intervened part of this action, be served upon the United States and that all orders issued by the Court be sent to the undersigned counsel. The United States reserves its right to attend any deposition, order any deposition transcripts and copies of any discovery exchanged, and to intervene in the portion of this action in which it is declining to intervene today, for good cause, at a later date. The United States also requests that it be served with all notices of appeal.

The United States reserves the right to seek the dismissal of the relator's action or claim(s) on any appropriate grounds, including under 31 U.S.C. §§ 3730(b)(5) and (e)(4).

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served via First Class U.S. Mail, postage prepaid, on July 24, 2014, to the following:

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